

John Chuang
Corporate Counsel

8829 Bond Street
Overland Park, KS 66214
Tel: 913.754.3339
Fax: 812.759.1647
chuang@cinergycom.com



Via Electronic Mail and Overnight Mail

November 28, 2005

Ms. Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
9300 East Hampton Drive
Capitol Heights, MD 20743

**Re: Cinergy Communications Company Compliance Letter
Pursuant to the Federal Communications Commission's First Report
and Order in WC Docket 04-36 ("Order")**

Dear Ms. Dortch,

Cinergy Communications Company ("CCC") hereby files this Compliance Letter pursuant to the above referenced Order. CCC provides local service utilizing VoIP to customers in the state of Indiana. As an initial matter, CCC has endeavored from day one to provide e911 service to its VoIP customers. CCC applauds the Commission's efforts to ensure the safety of VoIP users across the country. Detailed below is the information requested by the Commission pursuant to its November 7, 2005, Public Notice.

Percentage of subscribers with 911 in compliance with the Commission's Rules:
100% of CCC subscribers have access to 911 and e911 emergency service. CCC is in compliance with the subscriber notification, acknowledgement and labeling requirements set forth in Section 9.5(e) of the Commission's rules. All 911 calls are transmitted to the public safety answering point ("PSAP") that serves the caller's Registered Location.

Declaration as to CCC's assurance that 911 calls are being routed properly:
CCC is fully capable of providing both basic 911 and enhanced ("E911") emergency service for access to emergency service providers by dialing 911. Both services offer CCC customers the ability to transmit, through the Cinergy Emergency Network, all 911 calls to the PSAP that serves the caller's Registered Location.

When a Cinergy customer dials 911 in the e911 environment, the customer is routed to the 911 tandem and selectively routed to the PSAP associated with their Registered

Location. The PSAP uses the Caller's Automatic Number Identification ("ANI") (which is provided by the Cinergy Emergency Network) to retrieve the Caller's location information from the Automatic Location Identification ("ALI") system. It is the PSAP's responsibility to provide the appropriate emergency services dispatch to the address.

CCC is currently only connected with PSAPs that are capable of providing full e911 service. With basic 911 services, should a Cinergy customer dial 911, the Cinergy Emergency Network would route the call, with ANI information, directly to the PSAP who in turn would be responsible for providing the appropriate emergency services based on information given to the PSAP call taker by the caller.

Number of Selective Routers:

Cinergy Communications is currently indirectly connected, through direct connections with serving Local Exchange Carriers, to 15 selective routers serving 56 answering points.

Declaration that all 911 calls are being transmitted to all answering points capable of receiving and processing the information:

Cinergy Communications is fully capable of and does deliver both ANI and ALI information via our Emergency Network. 100% of all answering points within CCC's service area are capable of receiving and processing ANI and Registered Location information that CCC transmits. 100% of all subscribers are able to have their ANI and Registered Location transmitted to answering points that are capable of receiving and processing this information

Description of actions taken to ascertain subscriber's current Registered Location:

The installation of service is performed by CCC personnel; there are no customer self-installations. During the installation, CCC collects physical addresses for each phone that is being put into service. A sticker is placed on each phone alerting users to the fact that e911 service will work improperly if the phone is moved from its current location.

Methods to update registered location:

Currently, subscribers call CCC's Customer Service to update their Registered Location. CCC documentation and customer training make clear to subscribers that the initial Registered Location is no longer valid and that e911 service will no longer work as expected if the VoIP device is moved to another location. In addition, a sticker is placed on the phone alerting the subscriber to the fact that e911 service will work improperly if the phone is moved from its Registered location.

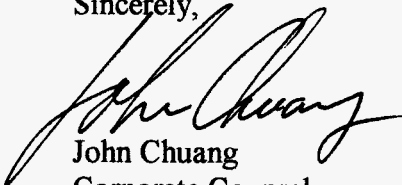
Solutions for nomadic VoIP services:

CCC is currently working with its VoIP platform vendor to implement safety checks to ensure that the subscriber confirms or updates their Registered Location whenever they move their VoIP phone to a new location. CCC anticipates by the second quarter 2006, CCC and its VoIP platform vendor will be adding features that will allow each active phone to be in constant communication with a Session Border Controller ("SBC"). When the SBC loses contact with a phone, the SBC will mark the phone as "e911 Impaired". When the phone reestablishes communication with the SBC, the user will be required to

confirm their Registered Location or immediately change the Registered Location to the new address. This process will occur the first time the user picks up the handset and attempts to make a phone call after losing connectivity to the SBC. The user will be given the option of immediately connecting to CCC's Customer Service department to inform CCC of the new location. The user will not be able to place a phone call until the Registered Location has been confirmed or changed to the new address. If the new location is not on CCC's network and is therefore unable to be connected to the appropriate local PSAP, dial tone will not be provided to that phone.

Please feel free to contact me if you have any questions or need any additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "John Chuang", written over the printed name.

John Chuang
Corporate Counsel
Cinergy Communications Company.

cc: Kathy Berthot, Deputy Chief
Janice Myles, Competition Policy Division
Best Copy and Printing, Inc., Commission's Copy Center